THE HON'BLE SRI JUSTICE A. GOPAL REDDY
AND
THE HON'BLE SRI JUSTICE P. SWAROOP REDDY

TAKEN UP WRIT PETITION NO.17812 OF 2007

Date: 6.9.2007

Between:

Smt. Nasreen Begum … Petitioner

And

The Station House Officer,
Chanderghat Police Station, Hyyderabad
and another. …. Respondents.

ORAL ORDER: **(per A. Golpal Reddy, J)**

This is a Taken Up Writ Petition on the basis of a telegram sent by the

petitioner wife of the alleged detenu Mohd. Jaffar to the Hon'ble the Chief Justice alleging that her husband has been arrested by the police on 9.8.2007 at 10.00 am for no reason and has been illegally detained in police custody and he is being tortured by adopting third degree methods.

The Inspector of Police, Chanderghat Police Station filed a counter stating that on the complaint made by one Tera Prasad, resident of Vudlavalleru of Krishna District a case in Cr.No.340 of 2007 was registered for the offence punishable under Section 394 I.P.C in which the husband of the petitioner was arrayed as Accused No.2. On registration of the crime and during the course of investigation, the police effected arrest of the alleged detenu along with A.3 in the above crime and was subsequently produced before the VIII Additional Chief Metropolitan Magistrate's Court, Namapally, Hyderabad on 14.8.2007 for remand. The learned Magistrate remanded them to judicial custody and pursuant to the remand they were now lodged in Central Prison, Chenchalguda, Hdyerabad.

The remand report and the FIR filed along with the counter-affidavit discloses that the alleged detenu has not been illegally detained and has been remanded to judicial custody by a lawful order passed by the Court. Therefore, there are no merits in the complaint made by the petitioner and the writ petition is accordingly dismissed.

A. GOPAL REDDY, J

7th September, 2007 **P. SWAROOP REDDY, J**

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